

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 LEONARD M. HAIRSTON,

4 Petitioner,

5 v.

6 BRIAN WILLIAMS, et al.,

7 Respondents.

Case No. 2:19-cv-01744-APG-VCF


**ORDER**

8  
9 On March 26, 2020, I dismissed Leonard M. Hairston's *pro se* 28 U.S.C. § 2254 habeas  
10 corpus petition without prejudice and with leave to file an amended petition. ECF No. 9. That  
11 order was sent via U.S. Mail to Hairston at his address of record. *See* ECF No. 11. The order  
12 was returned with the notation "RTS – Return to Sender, Attempted – Not Known, Unable to  
13 Forward." *Id.* Local Rule IA 3-1 requires a *pro se* party to immediately file with the court  
14 written notification of any change of mailing address and to also file proof of service on the  
15 opposing party. "Failure to comply with this rule may result in the dismissal of the action. . . ."  
16 Hairston has not filed a change of address and the Nevada Department of Corrections online  
17 inmate database reflects that he has discharged his sentence. Accordingly, this action is  
18 dismissed for failure to update address.

19 I THEREFORE ORDER that this action is DISMISSED. The Clerk shall enter judgment  
20 accordingly and close this case.

21 I FURTHER ORDER that a certificate of appealability is denied.

22 Dated: April 16, 2020.

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ANDREW P. GORDON  
UNITED STATES DISTRICT JUDGE